

IN THE DISTRICT COURT OF THE UNITED STATES  
FOR THE WESTERN DISTRICT OF NORTH CAROLINA  
ASHEVILLE DIVISION

CIVIL NO. 1:00CV33

ELSIE GODFREY, Individually and )  
as Personal Representative of the )  
Estate of Willie C. Godfrey, *et al.*, )

This document pertains to: )  
ELSIE GODFREY, Individually and )  
as Personal Representative of the )  
Estate of Willie C. Godfrey; HOMER )  
M. GUFFEY, and wife IVA T. GUFFEY; )  
and JON ANDREW PARRISH, )

Plaintiffs, )

Vs. )

ORDER

A. W. CHESTERTON, INC.; )  
CLEAVER BROOKS; CROWN )  
CORK & SEAL COMPANY, INC.; )  
GARLOCK, INC.; MINNESOTA )  
MINING AND MANUFACTURING )  
COMPANY, INC.; NATIONAL )  
SERVICES INDUSTRIES; )  
OWENS-ILLINOIS, INC.; and )  
RAPID AMERICAN CORPORATION, )

Defendants. )

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**THIS MATTER** is before the Court on the joint motion of the specific Plaintiffs captioned above and the Defendant Owens-Illinois, Inc., to dismiss their claims against said Defendant filed June 28, 2007.

Because an identical motion was filed April 3, 2007, as to these parties, and an order entered granting the relief sought on April 4, 2007,

**IT IS, THEREFORE, ORDERED** that the joint motion to dismiss filed by the captioned Plaintiffs and the Defendant Owens-Illinois, Inc, on June 28, 2007, is **DENIED AS MOOT**.

Signed: July 3, 2007

A handwritten signature in black ink, appearing to read 'L. H. Thornburg', is written over a horizontal line.

Lacy H. Thornburg  
United States District Judge

